

GENERAL AND REVENUE SECRETARIAT.

1914-15
(-bount)

File No. 35 of 1914

Serial Nos. 192

May 100 (Presented)
for 3/15/16

Papers Filed.

Month September 14

SUBJECT.

Decline to grant the permission prayed for by Mr. Durashaco Kanijee for disposal of his immovable property by raffling.

PREVIOUS REFERENCES.

LATER REFERENCES.

Ch 313-14

Ch 236-15 (H.H.) (S-T) (C.H.)
" 64-14 11 182

Edn 408-22 (11.10)

Kf medu Rao - 116
22.10.14

GENERAL AND REVENUE SECRETARIAT.

(Contd)

NOTES.

File No. 35

FILE HEADING.

Application of Mr. Sarashaw Nanji for leave to dispose of his immovable properties at Mysore by raffling.

From

The Deputy Comr., Mysore District

No. 96

Dated 30-7-1914

Received 1-8-1914

Diary No.	Enclos.	Spare Copies.	Serial No. 1
J362	hi		

BRIEF ABSTRACT OF LETTER.

Forward the application and recommend. the same for the sanction of Govt.

NOTES AND ORDERS.

The particulars about the property and the terms of sale are clearly set forth in the application of the petitioner. His dealing with such applications are linked hereto.

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2078/14

Sub^d for orders.

NOTES - First Sheet.

Serial
No.

The question for consideration is whether an application of Mr. Darashaw Bhanji for a license for disposing of his immovable properties by raffling can be granted.

Raffle is a sale of a property by taking entrance fee from any number of persons and assigning it by lot to one of them.

The present proposal of the petitioner practically involves a distribution of the houses by lot or chance. It seems to be a case of pure lottery. To constitute a lottery, it must be a matter depending entirely upon chance. There is no element of skill, knowledge or skill in winning the prize.

Being a case of pure lottery, the lottery keeper will win the biggest prize as he expressly states in his application.

S. 294 of the Penal Code clearly penalizes this sort of lottery on account of its tendency to create mischief.

The Govt. can no doubt authorize certain lotteries; when such lotteries are exempted in the Section. Govt. Govt. generally authorizes such lotteries "if they are for public or benefit object of public charity or benevolence, as for instance, the maintenance & support of orphanages, the Hospital etc. like."

The present case does not seem to be one in which the Govt. can consider as

Serial
No.

one of public charity.

If approved, a draft will be submitted
regarding declining sanction.

11. Lottery authorised by Native State
is still an unauthorised lottery for British India
is concerned maybe punishable there under
(Bombay 97).

13

31/8

Irish Committee.

17. ~~The~~ It is inexpedient to
grant this permission, though
such lotteries occasionally take
place without the knowledge or
permission of Govt. This is
~~a large concern & should be~~
~~a different footing.~~
When the transactions are
of trifling value, there is no
harm in connivance, but
this is a large concern -

2/9/14 ~~4/9/14~~ ~~4/9/14~~

Issue Put up. draft
4/9/14

Draft 12

G. R. S. 26]

69

362 ✓

Ch File No. 37

Serial No. 2

Diary No. of letter replied to _____

General and Revenue Secretariat

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, the

191 .)

To The D. M. Mepae

Sir

Date of issue

13/9/14

Signed by

Mr E. S. Jy.

With reference to your letter
no 96 of 30th July 1914 forwarding
for sanction of Govt. an applica-
tion from Mr Darashaw Pimpri
praying for permission to dispose
of his immovable property by
suffering, I am directed to state
that Govt consider it inexpedient
to grant the permission prayed
for.

The enclosed to your letter
under reference are herewith
returned.
SUBJECT.

D. M. Mepae

S. A. S. S.

26/9/14